

Categorical Exclusions

Programmatic CE

PCEs fall under 23 CFR 771.117(c) and do not require federal concurrence, public involvement, or Section 106. INDOT updates the Scheduling Production Management System (SPMS) with the type of PCE and the date of approval.

Statewide and Federal CEs

SCEs and FCEs do not qualify as a PCE and must complete early coordination and Section 106. The FHWA-Indiana CE/EA form is then completed.

Link to flowchart for CEs: <http://www.fhwa.dot.gov/indiv/ceflow.htm>

If conditions for a SCE are met, INDOT signs the public involvement release of the CE/EA form. INDOT signs the CE for final approval when public involvement requirements and Section 106 are complete. SPMS is then updated to reflect that the project is classified as a SCE and the date of its approval.

If, however, conditions for a SCE are not met, the project is considered a FCE. INDOT signs the public involvement release of the CE/EA form, and then signs the FCE for final approval when public involvement requirements and Section 106 are complete. The CE must then be submitted to FHWA for their final approval. When all appropriate signatures are obtained, SPMS is updated to show the project is classified as a FCE and the date of its approval from FHWA.

Public Hearing Requirements

A public hearing will be held or the opportunity for a public hearing will be provided when a project meets one of the following criteria:

1. Proposal requires more than 0.5 acres permanent right-of-way
2. Proposal substantially changes layout of function of roadways of facility being improved
3. Proposal may have substantial adverse impact on abutting property
4. Proposal may have significant social, economic, environmental, or other effect
5. Determined by FHWA that proposal warrants hearing
6. Proposal involves impacts to resources eligible or included in National Register of Historic Places, wetland impacts, and/or significant flood plain encroachments

If a public hearing is not required, a public notice must be made available for comment on Section 106 findings.

See <http://www.fhwa.dot.gov/indiv/ceeaform.htm> for entire FHWA-Indiana CE/EA form.